

KANSAS REGISTER

State of Kansas

JACK H. BRIER
Secretary of State

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State of Kansas

DEPARTMENT OF REVENUE

REQUEST FOR BIDS FOR AN
OIL AND GAS LEASE

The Director of Taxation will receive bids for the leasing of oil and gas rights in and to the portion of the Arkansas Riverbed, the property of the state of Kansas, described as follows:

That portion of the Arkansas River as it meanders through Sections 29 & 30, Township 20 South, Range 14 West, of Barton County, Kansas, containing 55.10 acres, more or less.

The bidding shall be considered upon the amount of bonus annual rental and the amount of royalty to be paid.

Bids shall be submitted upon forms obtained from the Director of Taxation, Third Floor, State Office Building, Sand and Oil Lease Section, Topeka, KS 66612.

Lease shall be made on form 88—(Producers) Kansas, Oklahoma, Colorado, 1956 Rev. W. for a term of five years. The successful bidder pays publication costs.

Bids shall be opened at the office of the Director of Taxation at 2 p.m. October 28, 1985. The Director reserves the right to reject any and all bids and to readvertise.

CAROL B. BONEBRAKE
Director of Taxation
Department of Revenue

Doc. No. 003547

State of Kansas

DEPARTMENT OF ADMINISTRATION

STATE EMPLOYEES HEALTH
CARE COMMISSION

NOTICE OF MEETING

The Kansas State Employees Health Care Commission will meet at 2 p.m. Thursday, October 3, in Room 254-E, State Capitol, Topeka.

MARVIN A. HARDER
Chairman

Doc. No. 003552

State of Kansas

KANSAS WATER AUTHORITY

NOTICE OF MEETING

The October meeting of the Kansas Water Authority will be held from 7 p.m. to 10 p.m. Wednesday, October 9, and continued at 8 a.m. Thursday, October 10, in Room 527-S, State Capitol, Topeka. Committee meetings may be scheduled for October 9 and the morning of October 10, if needed. The full Authority will convene its meeting at 10 a.m. on October 10.

Persons not on the Kansas Water Authority mailing list may request a copy of the agenda by contacting Dotty Kester, Suite 200, 109 S.W. 9th, Topeka, KS 66612, 913/296-3185.

H. PHILIP MARTIN, Chairman
Kansas Water Authority

Doc. No. 003560

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JACK H. BRIER
Secretary of State
State Capitol
Topeka, KS 66612-1594



PHONE: 913/296-3489

State of Kansas

BOARD OF NURSING**NOTICE OF MEETING**

The Kansas State Board of Nursing Pre-Hearing Disciplinary Panel will meet at 9 a.m. Wednesday, October 2, in Room 202 of the Frank Carlson Federal Building, 444 S.E. Quincy, Topeka. The meeting is open to the public.

LOIS RICH SCIBETTA, Ph.D., R.N.
Executive Administrator

Doc. No. 003556

State of Kansas

ABSTRACTERS' BOARD OF EXAMINERS

**NOTICE OF HEARING
ON PROPOSED
ADMINISTRATIVE REGULATIONS**

A public hearing will be conducted at 9 a.m. Tuesday, October 15, at the office of the executive secretary, Abstracters' Board of Examiners, 112 E. Bramely, Jetmore, to consider the adoption of proposed temporary rules and regulations of the Abstracters' Board of Examiners.

All interested parties may submit written comments at any time prior to the hearing by addressing them to the Executive Secretary, Abstracters' Board of Examiners, 112 E. Bramely, Jetmore, KS 67854. All interested parties will be given a reasonable opportunity at the hearing to present their views, orally, in regard to the adoption of the proposed regulations. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit oral presentation to not more than five minutes.

Following the hearing, all written and oral comments submitted by interested parties will be considered by the secretary as the basis for making changes to these proposed regulations.

Summaries of the regulations follow. Copies of the regulations and the fiscal impact statement may be obtained by writing the Executive Secretary, Abstracters' Board of Examiners, Box 218, Jetmore, KS 67854.

The following is a brief summary of the proposed regulations:

K.A.R. 85-3-2 relates to abstracters' bonds which must be on file with the county clerk in the county licensed.

K.A.R. 85-4-1 relates to fees charged for licenses.

K.A.R. 85-6-1 relates to the amount of insurance an abstracter must have before being issued a license.

K.A.R. 85-7-1 relates to the examination fee charged for taking the abstracters examination.

JOANNE CLARKE
Executive Secretary

Doc. No. 003549

State of Kansas

**STATE CORPORATION COMMISSION
MINED-LAND CONSERVATION AND
RECLAMATION BOARD**

**NOTICE OF COMMENCEMENT
OF NEGOTIATIONS FOR
CONSULTING ENGINEERING SERVICES**

Notice is hereby given by the Mined-Land Conservation and Reclamation Board for the commencement of negotiations to obtain a qualified engineering firm for the design and supervision of construction of an abandoned mined land reclamation project (the Red Onion Project).

It is the intent of the Board, pursuant to K.S.A. 75-5801 *et seq.*, to contract for the development of an engineering design for the reclamation of 150 acres of mined land located in Sections 11, 12, 13, 24 and 25 in Township 28 South, Range 25 East, Crawford County.

Examples of work to be completed in the project are: berm construction, guardrail installation, dewatering final cut impoundments; treatment and burial of acidic materials resulting from underground mining and coal processing, grading spoils; backfilling impoundments, highwalls and mine openings, demolition and burial of load-out structures and foundations; liming, fertilizing and seeding disturbed areas.

The design is to include topographic maps, cross-sections, grading plans, reports of all hydrological, geological, chemical and environmental data necessary for engineering design and documents for bidding and reclamation construction.

In addition, upon completion of the design and awarding of a construction contract, the firm is to provide construction inspection and administration to assure that construction work is completed in compliance with the firm's engineering design and specifications.

All interested firms must respond in writing to the Mined-Land office. If not already prequalified, firms must complete and submit four copies of the state of qualifications form (ASD-E1) to the Mined-Land office no later than 5 p.m. Friday, October 11, 1985, and be permitted by law to practice engineering in the state of Kansas.

Submittals and questions should be addressed to the Executive Director, Mined-Land Conservation and Reclamation Board, State Corporation Commission, P.O. Box 1418, Pittsburg, KS 66762, (316) 231-8540.

JOYCE STOVER
Executive Director

Doc. No. 003550

State of Kansas

LEGISLATIVE DIVISION OF POST AUDIT**INVITATION FOR BIDS**

Sealed bid proposals on seven Legislative Division of Post Audit invitations for bids for financial-compliance audit work will be received until November 1, 1985. These invitations cover the following audit work:

Kansas Adjutant General's Department
 Kansas Department on Aging
 Kansas Board of Agriculture
 Kansas Department of Education
 Kansas Department of Health and Environment
 Kansas Department of Transportation
 Kansas Attorney General's Office

Copies of the invitations for bids may be obtained from the Legislative Division of Post Audit, 109 W. 9th, Suite 301, Topeka, KS 66612, (913) 296-3792.

MEREDITH WILLIAMS
 Legislative Post Auditor

Doc. No. 003555

State of Kansas

BOARD OF REGENTS

**NOTICE OF HEARING
 ON PROPOSED
 ADMINISTRATIVE REGULATIONS**

A hearing will be conducted at 10 a.m. Monday, October 14, in the Board of Regents Conference Room, Suite 609, Capitol Tower, 400 S.W. 8th, Topeka, to consider the adoption of temporary rules and regulations and amendments to permanent rules and regulations of the State Board of Regents.

All interested parties may submit written comments at any time prior to the hearing by addressing them to William R. Kauffman, General Counsel, State Board of Regents, 400 S.W. 8th, Suite 609, Topeka, KS 66603. All interested parties will be given a reasonable opportunity at the hearing to present their views, orally, in regard to the adoption of the proposed regulations and amendments. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit oral presentation to not more than five minutes.

All written and oral comments submitted by interested parties will be considered in assessing the merits of the adoption of the proposed regulations and amendments.

A copy of the regulations and the fiscal impact statement may be obtained by writing the Board of Regents at the address above.

The following is a summary of the proposed temporary regulations and amendments to the permanent regulations:

K.A.R. 88-3-1 relates to information available to a student when questions arise concerning residence classification for fee purposes. The proposed changes

substitute the phrase "the student" for the phrase "he or she."

K.A.R. 88-3-2 defines "residence" for fee purposes, and lists the factors which will be given probative value in support of a claim for resident status as well as the factors which, standing alone, will not constitute sufficient evidence of a change to Kansas residence. In addition to certain stylistic changes, the proposed amendment would add a statement that the factors to be given probative value are not limited to those listed in the regulation, and would add continued enrollment in a postsecondary educational institution in Kansas to those circumstances which, standing alone, ordinarily would not constitute sufficient evidence of a change to Kansas residence.

K.A.R. 88-3-4 relates to the residence of persons under 18 years of age. The proposed change would allow a residency determination to be made for the child of divorced parents on the basis of either the person's custodial parent or the parent providing the preponderance of the student's support.

K.A.R. 88-3-8 concerns the extension of the resident fee privilege to certain military personnel and their dependent spouses and children. The proposed changes are intended to clarify the circumstances under which military personnel exception applies.

K.A.R. 88-13-1 contains definitions of the terms used in the rules and regulations pertaining to student assistance programs. In addition to stylistic changes, the proposed amendments would expand the definition of "student resources" to include loans coming directly to a student from non-college sources, and would increase the amount of the state scholarship from \$500 to \$1,000 in compliance with the action of the 1985 Kansas Legislature.

K.A.R. 88-13-4 concerns applicant eligibility for tuition grants or state scholarships. In addition to stylistic changes, the proposed amendment would update the form adopted as the Board's family financial statement, and would raise the cumulative grade point average required to maintain a state scholarship from 3.0 to 3.3

K.A.R. 88-13-11 relates to certification to the Board by participating colleges and each grantee attending its institution who applies for student assistance. In addition to a stylistic change, the amendment would adopt by reference the criteria of 34 C.F.R. 690.77 as an alternative form of income verification.

K.A.R. 88-16-1a defines the terms used in the article on authorization of non-public institutions of postsecondary education to confer degrees. In addition to certain stylistic changes, the proposed amendment would expand the definitions of master's degree and intermediate or specialist degree to include those granted to individuals who successfully complete an educational program in a professional field.

WILLIAM R. KAUFFMAN
 General Counsel

Doc. No. 003553

State of Kansas

SECRETARY OF STATE**NOTICE OF HEARING
ON PROPOSED
ADMINISTRATIVE REGULATIONS**

The Secretary of State will conduct a public hearing on a proposed permanent administrative regulation at 10 a.m. Friday, October 11, in Room 254 East, State Capitol, Topeka.

The regulation proposed for adoption, K.A.R. 7-29-1, sets forth the maximum prices allowed for the printing of election ballots pursuant to K.S.A. 1984 Supp. 25-604.

Copies of the proposed regulation and the fiscal impact statement can be obtained from the Secretary of State, State Capitol, Topeka, KS 66612-1594. The Secretary of State will accept oral and written testimony prior to or at the time of the public hearing for consideration in making changes to the proposed regulation prior to adoption.

JACK H. BRIER
Secretary of State

Doc. No. 003565

State of Kansas

**BOARD OF AGRICULTURE
DIVISION OF WEIGHTS AND MEASURES****NOTICE OF HEARING
ON PROPOSED
ADMINISTRATIVE REGULATIONS**

A public hearing will be conducted at 10 a.m. Tuesday, October 15, in the conference room of the Office of Weights and Measures, Division of Inspections, Kansas State Board of Agriculture, 2016 S.W. 37th, Topeka, at which time all interested persons will have an opportunity to be heard regarding the adoption of proposed permanent rules and regulations of the Kansas State Board of Agriculture. These rules and regulations will become effective May 1, 1986.

All interested persons may attend the hearing and those attending will be given an opportunity to express comments either orally or in writing, or both. If it is not possible for any person to be present, he or she may submit comments in writing to be received in the Office of Weights and Measures, Division of Inspections, Kansas State Board of Agriculture, 2016 S.W. 37th, Topeka, KS 66611, at or before the time of the hearing. If you intend to present testimony in person at the hearing, prior notice to this office would be helpful in arranging the agenda. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentations to not more than five minutes.

A summary of the proposed regulations is as follows:

99-25-1. Adopts the January 1, 1986 edition of NBS Handbook 44 by reference.

99-25-2. Amends the existing regulation to conform to K.A.R. 99-25-1.

99-25-3. Requires certificates of conformance for weighing and measuring devices.

99-30-2. Establishes registration form information for large scale testing and service companies.

99-30-3. Requires conformance with Handbook 44 by large scale testing and service companies.

99-30-4. Pertains to minimum required equipment for large scale testing and service companies.

99-30-5. Pertains to removal of rejection tags by large scale testing and service companies.

99-30-6. Pertains to placed in service reports by large scale testing and service companies.

99-31-1. Defines motor vehicle fuel measuring device.

99-31-2. Prescribes registration form for testing service company.

99-31-3. Requires conformance with Handbook 44 by testing service companies.

99-31-4. Pertains to minimum required equipment for testing service companies.

99-31-5. Pertains to removal of rejection tags by testing service companies.

99-31-6. Pertains to placed in service reports by testing service companies.

99-32-1. Defines small scale testing and service company.

99-32-2. Prescribes small scale testing and service company registration form.

99-32-3. Requires conformance with Handbook 44 by small scale testing and service companies.

99-32-4. Pertains to minimum required equipment for small scale testing and service companies.

99-32-5. Pertains to removal of rejection tags by small scale testing and service companies.

99-32-6. Pertains to placed in service reports by small scale testing and service companies.

Copies of these regulations and the fiscal impact statements may be obtained by writing to John O'Neill, State Sealer, Office of Weights and Measures, Division of Inspections, Kansas State Board of Agriculture, 2016 S.W. 37th, Topeka, KS 66611.

JOHN O'NEILL
State Sealer

HARLAND E. PRIDDLE
Secretary of Agriculture

Doc. No. 003564

State of Kansas

BOARD OF AGRICULTURE**NOTICE OF HEARING
ON PROPOSED****ADMINISTRATIVE REGULATIONS**

A public hearing will be conducted at 10 a.m. Monday, October 14, in Conference Room A of the Kansas State Board of Agriculture, 109 S.W. 9th, Topeka, at which time all interested persons will have an opportunity to be heard regarding the adoption of proposed permanent rules and regulations of the Kansas State Board of Agriculture. These rules and regulations will become effective May 1, 1986.

All interested persons may attend the hearing and those attending will be given an opportunity to express comments either orally or in writing, or both. If it is not possible for any person to be present, he or she may submit comments in writing to be received in the office of the Kansas State Board of Agriculture, 109 S.W. 9th, Topeka, KS 66612, at or before the time of the hearing. If you intend to present testimony in person at the hearing, prior notice to this office would be helpful in arranging the agenda. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentations to not more than five minutes.

A summary of the proposed regulations is as follows:

- 4-8-14 deletes amitrole from the list of definitions.
- 4-8-16 deletes amitrole from the list of chemicals approved for use on field bindweed.
- 4-8-20 deletes amitrole from the list of chemicals approved for use on bur ragweed.
- 4-8-21 deletes amitrole from the list of chemicals approved for use on Canada thistle.
- 4-8-23 deletes amitrole from the list of chemicals approved for use on Quackgrass.
- 4-8-26 deletes amitrole from the list of chemicals approved for use on Kudzu.

Copies of these regulations and the fiscal impact statements may be obtained by writing to Freeman Biery, Plant Health Division, Kansas State Board of Agriculture, 109 S.W. 9th, Topeka, KS 66612.

FREEMAN BIERY
Plant Health Division
HARLAND E. PRIDDLE
Secretary of Agriculture

Doc. No. 003563

State of Kansas

BOARD OF AGRICULTURE**NOTICE OF HEARING
ON PROPOSED****ADMINISTRATIVE REGULATIONS**

A public hearing will be conducted at 1:30 p.m. Monday, October 14, in Conference Room A of the Kansas State Board of Agriculture, 109 S.W. 9th, Topeka, at which time all interested persons will have an opportunity to be heard regarding the adoption of proposed permanent rules and regulations of the Kansas State Board of Agriculture. These rules and regulations will become effective May 1, 1986.

All interested persons may attend the hearing and those attending will be given an opportunity to express comments either orally or in writing, or both. If it is not possible for any person to be present, he or she may submit comments in writing to be received in the Division of Inspections of the Kansas State Board of Agriculture, 109 S.W. 9th, Topeka, KS 66612, at or before the time of the hearing. If you intend to present testimony in person at the hearing, prior notice to this office would be helpful in arranging the agenda. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentations to not more than five minutes.

A summary of the proposed regulations is as follows:

- 4-16-1a is amended to conform with K.A.R. 4-16-1c.
- 4-16-1c adopts the federal meat and poultry regulations by reference.
- 4-16-7a establishes the overtime slaughter rate at \$14.00 per hour.
- 4-7-213 reduces the allowable number of somatic cells in producer milk from 1,500,000 per ml. to 1,000,000 per ml.
- 4-7-716. Same as above.
- 4-4-2 reduces the fertilizer tonnage inspection fee from 30 cents per ton to 15 cents per ton.
- 4-2-8 adopts by reference the 1984 edition of the AOSA Rules for Testing Seed.

In addition, K.A.R. 4-2-16, K.A.R. 4-16-1 and all regulations in the series K.A.R. 4-16-1b through 4-16-246 inclusive, not previously revoked, will be revoked.

Copies of these regulations and the fiscal impact statements may be obtained by writing to Larry D. Woodson, Director, Division of Inspections, Kansas State Board of Agriculture, 109 S.W. 9th, Topeka, KS 66612.

LARRY D. WOODSON, Director
Division of Inspections
HARLAND E. PRIDDLE
Secretary of Agriculture

Doc. No. 003562

(Published in the KANSAS REGISTER, September 26, 1985.)

NOTICE OF REDEMPTION
JOHNSON COUNTY, KANSAS
SINGLE FAMILY MORTGAGE
REVENUE BONDS
1980 Series A

Notice is hereby given that, pursuant to Section 3.01 of the Trust Indenture dated May 1, 1980, \$1,510,000 principal amount of the bonds are called for redemption November 1, 1985, at the redemption price of 100% of the principal amount being redeemed plus accrued interest thereon to the redemption date.

The serial numbers of the bearer bonds to be redeemed are as follows:

Due May 1, 1986: 517, 590
 Due May 1, 1987: 624, 694
 Due May 1, 1988: 905, 913, 927
 Due May 1, 1989: 956, 1065, 1127
 Due May 1, 1990: 1259, 1279, 1284, 1314
 Due May 1, 1991: 1395, 1407, 1461, 1597
 Due May 1, 1992: 1715, 1733, 1782, 1898
 Due May 1, 1993: 1903, 1931, 2004, 2016, 2022
 Due May 1, 1994: 2291, 2298, 2527, 2532, 2544
 Due May 1, 1995: 2612, 2629, 2661, 2740,
 2889, 2906
 Due May 1, 1996: 2994, 3021, 3038, 3245,
 3246, 3254, 3302

Due May 1, 1999

3471	3853	4065	4218	4437	4608
3510	3863	4147	4240	4479	4799
3577	3892	4203	4253	4545	4934
3609	3967	4216	4273	4546	4975
3632					

Due May 1, 2011

5233	8570	10456	13150	15230	18118
5314	8577	10510	13185	15303	18155
5557	8590	10602	13254	15445	18361
5791	8706	10989	13714	15464	18437
5865	8812	11123	13729	15499	18467
5879	8814	11140	13730	15767	18477
5885	8882	11183	13731	15809	18707
6333	9033	11216	13807	15850	18752
6431	9043	11343	14033	16008	18764
6767	9102	11957	14047	16181	18771
6798	9157	11991	14167	16199	18930
6935	9162	11993	14177	16306	19019
6946	9366	12538	14258	16489	19056
7132	9402	12642	14424	17133	19091
7506	9432	12649	14477	17321	19188
7771	9612	12737	14492	17438	19290
8025	9798	12776	14506	17471	19677
8287	9889	12810	14715	17508	19903
8294	9891	12838	14751	17603	19971
8409	10037	12934	14781	17783	20023
8510	10060	13010	15062	18040	20093
8550	10076	13032	15117	18100	20147

The serial numbers of the registered bonds to be partially redeemed in the amounts described below:

Due May 1, 2011: R-89 for \$10,000
 R-217 for \$30,000
 R-218 for \$50,000
 R-219 for \$60,000
 R-220 for \$50,000
 R-221 for \$45,000
 R-222 for \$35,000
 R-223 for \$25,000
 R-224 for \$45,000
 R-225 for \$30,000
 R-226 for \$50,000
 R-228 for \$70,000

Payment of the redemption price of the bearer bonds and the registered bonds to be redeemed will be made at Security Bank of Kansas City, One Security Plaza, Kansas City, KS 66117.

Notice is hereby given that on and after November 1, 1985, interest on the bonds hereby called for redemption shall cease to accrue.

SECURITY BANK OF KANSAS CITY
KANSAS CITY, KANSAS, TRUSTEE

Doc. No. 003554

(Published in the KANSAS REGISTER, September 26, 1985.)

NOTICE OF REDEMPTION
UNIFIED SCHOOL DISTRICT NO. 259
SEDGWICK COUNTY, STATE OF KANSAS
(WICHITA)
SCHOOL BUILDING BONDS
SERIES B-1975

Notice is hereby given that all of the then outstanding School Building Bonds, Series B-1975, of Unified School District No. 259, Sedgwick County, State of Kansas (Wichita), will be redeemed on November 1, 1985, prior to their respective maturities. On said date there will become due and payable upon each of said bonds to be redeemed the principal amount thereof, plus accrued interest to the date of redemption, plus a premium of \$100 per \$5,000 principal amount. Interest shall cease on any of said bonds as of the date fixed for redemption and payment.

The bonds to be redeemed and paid are numbered from 1501 to 3000 inclusive.

Payment of the bonds to be redeemed will be made at the Kansas State Bank and Trust Company, 123 N. Market, P.O. Box 427, Wichita, KS 67201, Attention: Trust Department; or at Chase Manhattan Bank, N.A., 14th Floor, Bond Redemption Department, One New York Plaza, New York, NY 10081, at the option of the holder, upon presentation and surrender of said bonds.

Dated September 30, 1985.

BOARD OF EDUCATION
UNIFIED SCHOOL DISTRICT NO. 259
SEDGWICK COUNTY, STATE OF KANSAS
(WICHITA)

Doc. No. 003559

State of Kansas

KANSAS JUDICIAL COUNCIL

NOTICE OF OCTOBER MEETINGS

Meetings of the Kansas Judicial Council and its advisory committees scheduled for October, 1985 are:

Date	Committee	Time	Location
Oct. 4	Civil Code	9:30 a.m.	Judicial Center, Room 259 301 W. 10th, Topeka
Oct. 4	Family Law	10:00 a.m.	Division I, Jury Room Olathe
Oct. 11	Criminal Law	9:30 a.m.	Judicial Center, Room 259 301 W. 10th, Topeka
Oct. 15	PIK-Civil	1:00 p.m.	Holidome, Hawaiian Room Hutchinson
Oct. 18	Court Unification	9:30 a.m.	Judicial Center, Room 259 301 W. 10th, Topeka

DAVID PRAGER, Chairman
Kansas Judicial Council

Doc. No. 003557

State of Kansas

LEGISLATURE

INTERIM AGENDA

Notice is hereby given to interested parties that the following committee meetings have been scheduled during the period of September 30 through October 11, 1985.

Date	Room	Time	Committee	Agenda
Sept. 30 Oct. 1	519-S 519-S	10:00 a.m. 9:00 a.m.	Special Committee on Agriculture and Livestock	30th: Hearings on the state of Kansas farm economy and an update on the 1985 Farm Bill. 1st: Hearings on Proposal No. 4—Fence Laws.
Sept. 30 Oct. 1	Tour 123-S	9:00 a.m. 9:00 a.m.	Joint Committee on State Building Construction	30th: Tour of the Missouri Highway Patrol Training Facility, Jefferson City, Missouri. 1st: Presentation by the Associated General Contractors; presentation by the Kansas Society of Architects; hearing on prevailing wage for state construction projects; staff briefings on selected agencies' FY 1987 capital improvement requests.
Oct. 3	522-S	9:00 a.m.	Special Commission on a Public Agenda for Kansas	Discussion of Kansas agenda.
Oct. 3 Oct. 4	527-S 527-S	10:00 a.m. 9:00 a.m.	Joint Committee on Special Claims Against the State	Review of claims filed to date.
Oct. 3 Oct. 4	519-S 519-S	10:00 a.m. 9:00 a.m.	Special Committee on Federal and State Affairs	3rd: Hearings on Proposal No. 29—Parole Practices and Procedures. 4th: Agenda not available.
Oct. 4	522-S	9:30 a.m.	Legislative Coordinating Council	Legislative matters.

Oct. 7	531-N	9:00 a.m.	Special Committee on Financial	Review Legislative Post Audit
Oct. 8	531-N	9:00 a.m.	Institutions and Insurance	Report on Proposal No. 15—Bonding of State Employees; review Committee Reports on Proposal No. 11—Age Rating, Proposal No. 12—Mandating Professional Liability Insurance, Proposal No. 13—Uninsured and Underinsured Motorists, and Proposal No. 14—Health Insurance for "Uninsurables."
Oct. 7	519-S	10:00 a.m.	Special Committee on Education	7th: Proposals No. 20-22, committee deliberations.
Oct. 8	519-S	9:00 a.m.		8th: Presentation on future of vocational education.
Oct. 10	514-S	10:00 a.m.	Special Committee on Medical	10th: Staff presentation of materials; committee discussion.
Oct. 11	514-S	9:00 a.m.	Malpractice	11th: Conferees from Indiana and Pennsylvania.
Oct. 10	526-S	10:00 a.m.	Special Committee on	Proposal No. 62—Handicapped Parking.
Oct. 11	526-S	9:00 a.m.	Transportation	Proposal No. 53—Regulation of Excavation and Underground Explosives.
				Proposal No. 52—Motor Carrier Weight Limitation.
				Proposal No. 63—Funding of City Connecting Links.
Oct. 10	123-S	10:00 a.m.	Special Committee on Ways	10th: a.m.—Hearings on Proposal No. 58—State Civil Service.
Oct. 11	123-S	9:00 a.m.	and Means	p.m.—Staff briefing and committee discussion on Proposal No. 60—Vehicle Procurement—State Motor Pool, and Proposal No. 56—State Agency Activity in the Marketing of Kansas Agricultural Products.
				11th: Staff briefing and committee discussion of Proposal No. 58—State Civil Service, and Proposal No. 59—Geographical Differentials in Legislators' Expenses.

WILLIAM R. BACHMAN
Director of Legislative
Administrative Services

Doc. No. 003558

State of Kansas

ATTORNEY GENERAL**Opinion No. 85-117**

Counties and County Officers—Licenses—Transient Merchant Licensing Act; Exemptions; Fairs Conducted for Amusement or Entertainment. Senator Wint Winter, Jr., Second District, Lawrence, September 12, 1985.

Fairs conducted primarily for amusement or entertainment are exempt from the licensure requirements imposed by the Transient Merchant Licensing Act [L. 1985, ch. 94, § 3(d)]. Persons who attend an event which can be termed such a fair for the purpose of displaying and selling art objects and handcrafted items, together with the raw materials used to make such objects and items, are accordingly also exempt from the act. Cited herein: L. 1985, ch. 94, § 3. JSS

Opinion No. 85-118

Banks and Banking—Banking Code; Powers—Branch Banking; Remote Service Units; Night Depositories. Eugene T. Barrett, Jr., Kansas Bank Commissioner, Topeka, September 12, 1985.

A night depository which is both electronically interfaced with a remote service unit and physically attached thereto is defined under K.S.A. 1984 Supp. 9-1111(g) and (h) as a remote service unit. However, the installation of a night depository which is not electronically interfaced with the unit and accessed by the use of a machine readable instrument constitutes a detached auxiliary banking services facility, and is subject to the limitations of K.S.A. 1984 Supp. 9-1111(c), (d) and (e). In addition, while a bank is required to share its remote service units with other banks subject to K.S.A. 1984 Supp. 9-1111(g), a combined remote service unit and detached auxiliary banking services facility is not required to be shared. Cited herein: K.S.A. 1984 Supp. 9-1111. JSS

Opinion No. 85-119

Public Health—Emergency Medical Services—Liability for Care Rendered.

Probate Code—Care and Treatment of Mentally Ill Persons—Emergency Detention; Authority of Police Officers. Colonel Bert Cantwell, Superintendent, Kansas Highway Patrol, September 12, 1985.

Law enforcement personnel may take a person who has attempted suicide and who refuses needed emergency medical treatment into temporary custody, at which time emergency medical services personnel may administer such treatment. In the absence of custody, emergency services personnel may, at their discretion, administer such treatment, and are immune from liability for negligent or wrongful acts or omissions under the provisions of the Tort Claims Act, K.S.A. 57-6101 *et seq.*, and K.S.A. 1984 Supp. 65-4307. Cited herein: K.S.A. 59-2902; 59-2908; 65-2891; K.S.A. 1984 Supp. 65-4307; K.S.A. 75-6104. JSS

Opinion No. 85-120

Grain and Forage—Grain Storage; Terminal and Local Warehouses—Authority to Collect Finance Fees on Storage Charges. Marvin R. Webb, Director, Grain Inspection Department, Topeka, September 12, 1985.

Public grain warehouses licensed by the Grain Inspection Department do not have the authority to charge a finance fee for overdue storage charges. Cited herein: K.S.A. 34-125, 34-235. JLM

Opinion No. 85-121

Cities and Municipalities—Ordinance of Cities—Validity of Local Preference Legislation. Robert J. Watson, City Attorney, Kansas City, Kansas, September 12, 1985.

Where a city has exempted itself from all statutory restrictions relating to the procurement of goods and services, it is not required to let procurement contracts to the lowest bidder. Under such circumstances, the governing body may exercise unlimited discretion in procuring its needs, so long as it is not guilty of fraud. Therefore, such a city may negotiate contracts with vendors chosen by the council; adopt an ordinance prescribing residency qualifications which must be satisfied by prospective bidders; or enact an ordinance which prescribes a percentage preference in favor of resident bidders. Additionally, where a city expends only its own funds entering into such procurement contracts, the above-described local preference legislation would not violate the Commerce Clause, Equal Protection Clause or First Amendment to the United States Constitution. However, such legislation is subject to scrutiny under the Privileges and Immunities Clause of the United States Constitution, and a city must present sufficient justification for discrimination against nonresidents who wish to transact business with the city.

K.S.A. 75-6111 confers authority upon municipalities to obtain tort liability insurance through negotiation, and no Kansas law requires cities to obtain insurance through competitive bidding. Under such circumstances, a city may provide for its insurance needs through negotiation, and the award of insurance contracts pursuant to a negotiation process does not, in and of itself, violate anti-trust laws. Cited herein: K.S.A. 13-1017, 50-101, 75-3740a, 75-6111; L. 1985, ch. 181; Kan. Const., Art. 12, § 5; 15 U.S.C. §§ 1, 15, 15a, 15c, 34, 35, 36; U.S. Const., Art. I, Sec. 8, cl. 3; Art. IV, Sec. 2, cl. 1; 1st Amend.; 14th Amend. TRH

Opinion No. 85-122

Taxation—Merchants and Manufacturers Inventories—Inventory of Merchant; Listing for Taxation. Gary L. Flory, McPherson County Counselor, McPherson, September 17, 1985.

K.S.A. 79-1001a requires that each merchant submit a statement to the county assessor showing the fair market value of personal property which the merchant holds as inventory. For the purpose of establishing such a value, the merchant is to use the average of the inventory held during the preceding year, which fig-

ure is derived from the federal income tax statement for that year. If the assessor believes that the statement does not accurately reflect the value of the inventory, he or she may conduct an investigation pursuant to K.S.A. 79-1461 *et seq.* Cited herein: K.S.A. 79-1001a; 79-1001b; 79-1004a; 79-1461. JSS

Opinion No. 85-123

State Departments; Public Officers, Employees—Architectural Services—Fees of Project Architects. John B. Hipp, Director, Division of Architectural Services, Topeka, September 18, 1985.

K.S.A. 75-1263 establishes the maximum fee which can be paid to a private architect who is retained to design capital improvement projects for the state. Pursuant to subsection (c), the architect shall be paid a fee not to exceed the fee prescribed by K.S.A. 75-1263(a)(1). If the state requires additional services from the architect which result in a claim for compensation beyond the maximum prescribed by statute, the architect may submit that claim to the Joint Committee on Special Claims pursuant to K.S.A. 46-907. Cited herein: K.S.A. 46-907; 75-1263. JSS

Opinion No. 85-124

Civil Procedure—Liens for Labor and Material—Liens of Subcontractors; Limitations With Respect to Residential Property. Senator Eric Yost, 13th District, Wichita, September 18, 1985.

Pursuant to K.S.A. 60-1103(d), the owner of residential property is subject to double liability for work done on that property only for the amount of payments made to the general contractor after receipt of the required warning statement, or, if no warning statement is required, for payments made prior to the expiration of the three month period for filing lien claims. Cited herein: K.S.A. 60-1103. JSS

Opinion No. 85-125

Cities and Municipalities—Ordinances of Cities—Validity of Ordinance Imposing Discriminatory License Fee. Gregory J. McDonald, Garden City City Attorney, Garden City, September 18, 1985.

An ordinance which imposes a license fee of \$25 per day (with a maximum of \$100 per year) upon "itinerant solicitors," but which imposes no such fee upon solicitation by resident photographers, is void as applied to an employee of a Tennessee corporation who solicits orders for taking and processing photographs in interstate commerce. Cited herein: U.S. Const., Art. I, § 8. TRH

Opinion No. 85-126

Cities and Municipalities—Ordinances of Cities—Vote by Yeas and Nays; Majority of Members-Elect Required. David H. Heilman, Council Grove City Attorney, Council Grove, September 18, 1985.

Under the provisions of K.S.A. 12-3002, an abstention should not be recorded and counted as acquiescence in the will of the majority voting on an ordinance. Thus, where the vote on a proposed ordinance

by a six member council is three members in favor and two members against, with one member abstaining, and the mayor does not exercise the power to cast a deciding vote in favor of the ordinance, the ordinance fails. Cited herein: K.S.A. 12-3002, 14-111. TRH

ROBERT T. STEPHAN
Attorney General

Doc. No. 003548

State of Kansas

KANSAS PUBLIC DISCLOSURE COMMISSION

NOTICE OF HEARING ON PROPOSED ADMINISTRATIVE REGULATIONS

A public hearing will be conducted at 10:30 a.m. Wednesday, October 16, in the Kansas Public Disclosure Commission's Conference Room, 109 W. 9th, Room 504, Topeka, to consider the adoption of proposed permanent rules and regulations of the Kansas Public Disclosure Commission.

All interested parties may submit written comments at any time prior to the hearing by addressing them to the Kansas Public Disclosure Commission, Room 504, 109 W. 9th, Topeka, KS 66612. All interested parties will be given a reasonable opportunity at the hearing to present their views in regard to the adoption of the proposed regulations.

Following the hearing, all written and oral comments submitted by interested parties will be considered by the Commission as the basis for making changes to these proposed regulations.

Copies of the regulations and the fiscal impact statement may be obtained by writing Kansas Public Disclosure Commission, Room 504, 109 W. 9th, Topeka, KS 66612.

The following is a brief summary of the Commission's proposals concerning the amendments of current regulations:

K.A.R. 19-21-3 and 19-29-2 are sections of Article 21 and Article 29 respectively of the Kansas Administrative Regulations relating to campaign finance. Revision of these sections is being made to delete statutory language, to clarify existing language, and to comply with 1984 legislative changes.

CAROL E. WILLIAMS
Administrative Assistant

Doc. No. 003561

State of Kansas

**STATE BANK COMMISSIONER
STATE BANKING BOARD****NOTICE OF MEETING**

The State Banking Board will conduct its monthly meeting in accordance with K.S.A. 74-3006 at 10 a.m. Monday, October 21, in the conference room of the State Banking Department, Suite 300, 700 Jackson, Topeka.

The Board reviews matters coming before it relating to its supervisory authority set forth in K.S.A. 9-1801 *et seq.*

EUGENE T. BARRETT, JR.
State Bank Commissioner

Doc. No. 003546

State of Kansas

DEPARTMENT OF TRANSPORTATION**NOTICE TO CONTRACTORS**

Notice is hereby given that sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the office of the Chief of Construction and Maintenance, K.D.O.T., Topeka, until 10 a.m. C.S.T., October 17, 1985, and then publicly opened:

DISTRICT ONE—Northeast

Jackson—75-43 K-2019-01—US-75, Spring Creek 6 and Mud Creek 7, south and north of K-9, bridge replacement. (Federal Funds)

Johnson—169-46 K-1360-02—US-169, Johnson-Miami county line north 2.9 miles, surfacing. (Federal Funds)

Leavenworth—52 C-1740-01—County road, 1.6 miles west of Leavenworth, north, 0.3 mile, bridge replacement. (Federal Funds)

Leavenworth—52 C-1747-01—County road, 2.0 miles west and 7.0 miles north of Tonganoxie, north, 0.1 mile, bridge replacement. (Federal Funds)

Wyandotte—670-105 K-1652-04—I-670, Guard fence at piers of bridges 241 and 242. (Federal Funds)

DISTRICT TWO—Northcentral

Cloud—15 C-1830-01—County road, 1.2 miles north and 4.5 miles east of Concordia, east, 0.2 mile, bridge replacement. (Federal Funds)

Cloud—15 C-1832-01—County road, 2.7 miles west and 1.0 mile north of Jamestown, north, 0.2 mile, bridge replacement. (Federal Funds)

Geary—31 C-1934-01—County road, 4.2 miles east and 3.5 miles south of Fort Riley, southeast, 0.1 mile, grading and surfacing. (Federal Funds)

McPherson—56-59 K-2349-01—US-56, bridges 75 and 76 over I-135 at McPherson, bridge overlay. (State Funds)

McPherson—59 C-1917-01—County road, 3.0 miles south and 3.0 miles west of Lindsborg, west, 0.1 mile, grading and surfacing. (Federal Funds)

McPherson—59 C-1918-01—County road, 3.0 miles

south and 1.5 miles west of Lindsborg, west, 0.2 mile, grading and surfacing. (Federal Funds)

McPherson—59 C-1922-01—County road, 2.5 miles north and 3.7 miles east of Moundridge, east, 0.2 mile, bridge replacement. (Federal Funds)

Ottawa—18-72 K-2040-01—K-18, Solomon River bridge 17 and Sand Creek bridge 19, east of US-81, bridge repair. (State Funds)

Saline—85 U-0833-01—Iron Avenue over the Smoky Hill River cutoff in Salina, bridge repair. (Federal Funds)

DISTRICT THREE—Northwest

Osborne—71 C-1699-01—County road, 0.5 mile south and 7.5 miles west of Osborne, west, bridge replacement. (Federal Funds)

DISTRICT FOUR—Southeast

Anderson—2 C-1942-01—County road, 3.0 miles east and 4.0 miles north of Harris, north, 0.2 mile, bridge replacement. (Federal Funds)

Anderson—2 C-1950-01—County road, 2.0 miles east and 7.0 miles north of Kincaid, north, 0.1 mile, bridge replacement. (Federal Funds)

Bourbon—6 C-0814-01—County road, 0.9 mile south and 3.2 miles east of Fulton, east, 0.2 mile, bridge replacement. (Federal Funds)

Bourbon—6 C-1798-01—County road, 3.0 miles east and 0.5 mile south of Fulton, south, 0.1 mile, bridge replacement. (Federal Funds)

Franklin—30 C-1952-01—County road, 1.6 miles north and 0.4 mile east of Centropolis, east, 0.1 mile, bridge replacement. (Federal Funds)

Miami—169-61 K-0590-02—US-169, Miami-Johnson county line, southeast, 1.74 miles, surfacing. (Federal Funds)

Neosho—67 C-1621-01—County road, 0.2 mile north of Earlton, north, 0.1 mile, bridge replacement. (Federal Funds)

Neosho—67 C-1876-01—County road, 3.5 miles north and 5.5 miles east of Erie, east, 0.1 mile, bridge replacement. (Federal Funds)

Neosho—67 C-1877-01—County road, 4.8 miles south and 1.5 miles east of Thayer, east, 0.1 mile, bridge replacement. (Federal Funds)

Neosho—67 C-1880-01—County road, 4.0 miles south and 4.1 miles east of Galesburg, east, 0.2 mile, bridge replacement. (Federal Funds)

Wilson—103 U-0908-01—Mill Street at the Verdigris River in Neodesha, 0.2 mile, bridge replacement. (Federal Funds)

DISTRICT FIVE—Southcentral

Comanche—17 C-2032-01—County road, 9.0 miles north of Protection, east, 0.2 mile, bridge replacement. (Federal Funds)

Harvey—40 U-0848-01—Broadway Street over Sand Creek in Newton, 0.1 mile, bridge replacement. (Federal Funds)

Kingman—48 C-1769-01—3.0 miles south of Nashville, south, 0.3 mile, bridge replacement. (Federal Funds)

Reno—78 C-1767-01—County road, 2.0 miles west and 2.2 miles south of Willowbrook, south, 0.1 mile, bridge replacement. (Federal Funds)

Sedgwick—87 U-0938-01—47th Street south over the Arkansas River in Wichita, 0.3 mile, bridge replacement. (Federal Funds)

Sedgwick—135-87 M-1396-01—I-135, Southbound at Exit 7A (Central Avenue), signing. (State Funds)

DISTRICT SIX—Southwest

Ness—68 C-2337-01—County road, 4.5 miles north of the junction of K-96 at Beeler, north, 1.1 miles, grading. (Federal Funds)

Proposals will be issued upon request to all prospective bidders who have been prequalified by the Kansas Department of Transportation on the basis of financial condition, available construction equipment, and experience. Also, a statement of unearned contracts (Form No. 284) must be filed. There will be no discrimination against anyone regardless of race, religion, color, sex, physical handicap, national origin or ancestry in the award of contracts.

Plans and specifications for the project(s) may be examined at the offices of the respective county clerks or at the Kansas Department of Transportation district offices responsible for the work.

JOHN B. KEMP

Secretary of Transportation

Doc. No. 003537

State of Kansas

DEPARTMENT OF ADMINISTRATION DIVISION OF PURCHASES

NOTICE TO BIDDERS

Sealed bids for items hereinafter listed will be received by the Director of Purchases, State Office Building, Topeka, KS 66612, until 2 p.m., CST or DST, whichever is in effect on the date indicated, and then will be publicly opened. Interested bidders may call (913) 296-2377 for additional information.

MONDAY, OCTOBER 7, 1985

#26681-A

Statewide—MODEMS FOR MICROCOMPUTERS—CARD MOUNTED

#26712-A

Emporia State University, Emporia—ELECTRIC TYPEWRITER MAINTENANCE

#26768

Kansas State University, Manhattan—LABORATORY EQUIPMENT MAINTENANCE SERVICE

#26770

University of Kansas Medical Center, Kansas City—NOVEMBER (1985) MEAT PRODUCTS

#63347

Kansas State University, Manhattan—USED TRACTOR, Garden City Experiment Station, Garden City

#63348

University of Kansas, Lawrence—LAB WATER COOLER

#63349

Kansas State Penitentiary, Lansing—TOBACCO

#63350

Kansas State University, Manhattan—MICROSCOPE

#63351

University of Kansas, Lawrence—LAB PUMP

#63352

Kansas State University, Manhattan—POULTRY EQUIPMENT

#63353

Department of Social and Rehabilitation Services, Topeka—ACA STRIPED TICKING, Kansas Industries for the Blind, Kansas City

#63354

Department of Administration, Division of Purchases, Topeka—PRINTERS

#63355

Kansas State University, Manhattan—LASER APPARATUS

#63393

University of Kansas Medical Center, Kansas City and Kansas State University, Manhattan—SALE OF USED COMPUTER SYSTEM AND EQUIPMENT

TUESDAY, OCTOBER 8, 1985

#A-4978

Winfield State Hospital and Training Center, Winfield—REROOF FIRE STATION AND SEWAGE PLANT

#26738

University of Kansas, Lawrence—NOVEMBER (1985) MEAT PRODUCTS

#26769

Kansas State University, Manhattan—OCTOBER (1985) MEAT PRODUCTS

#26772

Kansas State Historical Society, Topeka—SECURITY SYSTEM MAINTENANCE AGREEMENT

#63365

Kansas State University, Manhattan—CARPET AND INSTALLATION

#63369

Department of Transportation, various locations—TRUCK MOUNTED CRANE

#63370

Kansas Correctional Industries, Lansing—AUTO SOAP PRESS

#63371

Department of Transportation, Topeka—LUBRICATING OIL

WEDNESDAY, OCTOBER 9, 1985

#A-5114

University of Kansas Medical Center, Kansas City—PROVIDE DEMOLITION FOR HOSPITAL LAUNDRY RENOVATION

#A-5300

Winfield State Hospital and Training Center, Winfield—FURNISH AND INSTALL REPLACEMENT ELECTRICAL TRANSFORMER, LAUNDRY BUILDING

#63346

University of Kansas, Lawrence—CONTROLS, SENSORS, CONTROLLERS AND THERMOSTATS

#63356

University of Kansas, Lawrence—SELECTORS, TRANSMITTERS, CONTROLLERS AND HUMIDITY DEVICES

#63375

Kansas State University, Manhattan—COMPUTER MAINTENANCE

(continued)

#63376

Kansas State Industrial Reformatory, Hutchinson—
ELECTRIC SUPPLIES

#63377

Wichita State University, Wichita—PRINTER

#63378

Kansas State University, Manhattan—
MICROCOMPUTER

THURSDAY, OCTOBER 10, 1985

#A-5296

Winfield State Hospital and Training Center,
Winfield—FURNISH AND INSTALL NEW HOT
WATER BOOSTER TANK FOR LAUNDRY
FACILITY

#A-5302

Winfield State Hospital and Training Center,
Winfield—REPLACE PIPE INSULATION IN
UTILITY TUNNELS

#63357

University of Kansas, Lawrence—WATER LINE
SERVICE VALVES

#63388

Kansas Fish and Game Commission, Pratt—BOAT
AND TRAILER, Perry Reservoir

FRIDAY, OCTOBER 11, 1985

#A-5376

Wichita State University, Wichita—PROVIDE DECK
REPAIR, Math-Physics Building

#26771

University of Kansas Medical Center, Kansas
City—FROZEN EGGS

#63392

University of Kansas Medical Center, Kansas
City—SURGICAL LASER

MONDAY, OCTOBER 14, 1985

#63366

Adjutant General's Department, Topeka—REPAIR
ASPHALT DRIVE

WEDNESDAY, OCTOBER 16, 1985

#26767

Department of Health and Environment, Topeka—
COMPRESSED GASES

TUESDAY, OCTOBER 29, 1985

#63361

Department of Transportation, Topeka—SOFTWARE
FOR AUTOMATED GENERAL LEDGER AND
BUDGETARY CONTROL SYSTEM

NICHOLAS B. ROACH
Director of Purchases

Doc. No. 003551

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State of Kansas	
Vol. 1, No. 48	November 11, 1982
JACK H. BRIER Secretary of State	
Pages 1191-1234	
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